

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF IOWA**

WESTERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff(s)

vs.

JOSE BAYONA

Defendant(s)

HEARING MINUTES Sealed: No

Case No.: 11-CR-4013-1-DEO

Presiding Judge: Donald E. O'Brien

Deputy Clerk: Garrett G. Garnos

Court Reporter: Sarah Dittmer Contract? Yes

(If yes, send copy to financial)

Recording: Yes Method: FTR Gold

Date:	10/24/2011	Start:	2:06 p.m.	Adjourn:	2:51 p.m.	Courtroom:	1st Floor Courtroom		
Recesses:	(none)			Time in Chambers:		(none)	Telephonic?	No	
Appearances:	Plaintiff(s):		Robert Krief						
	Defendant(s):		Robert Tiefenthaler						
	U.S. Probation:		Stacy Sturdevant						
	Interpreter:		(none)	Language:		Certified:		Phone	
TYPE OF PROCEEDING:		IS THE HEARING		Contested?	Yes	Continued from a previous date?		No	
SENTENCING:									
	Objections to PSIR:		(none)			Ruling:			
	Motions to vary/depart:		motion to vary downward			Ruling:	denied due to 10 year mandatory minimum within the recommended guideline range		
	Count(s) dismissed:		Count VI						
	Sentence (See J & C):		120 months on Count I; Defendant's sentence to be served concurrently with a related and pending state court charge.						
	Fine:	(none)		Special assessment:		\$100			
	Supervised Release:	8 years							
	Court's recommendations (if any):			(1) Defendant to be housed as close to Sioux City, Ia as possible; and (2) Defendant to be placed in 500 hour drug treatment program.					
	Defendant is	Detained		and shall report					
	Witness/Exhibit List is		(none)						
	The offering party must, within 3 days after the hearing, file in electronic form any exhibit that was not filed with a motion, resistance, or other filing related to this hearing. Pub. Admin. Order 09-AO-03-P (05/29/09), ¶ 7.								
Miscellaneous:									